

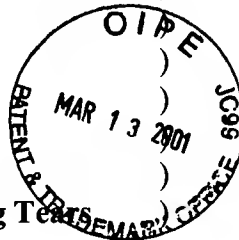
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Carol Morris *et al.*

Application No. 09/367,009

Filed: November 8, 1999

For: Diagnosis of Disease Using Test



Group Art Unit: 1642

Examiner: Minh-Tam B. Davis

Commissioner for Patents  
Washington, D.C. 20231

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an Amendment and Response to the Restriction Requirement Under 37 C.F.R. § 121 responding to the Office Action dated February 13, 2001 (Paper No. 7).
2. **Additional papers enclosed:**
  1. Copy of Notice regarding nucleotide & amino acid sequence disclosures
  2. Statement Accompanying Sequence Listing
  3. Sequence Listing - 4 pages
  4. Computer Diskette containing electronic version of sequence listing
3. **Extension of Time**

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply. Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicants have inadvertently overlooked the need for a petition and fee for extension of time.

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MAR 16 2001  
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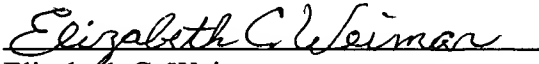
4. Fee Calculation (37 C.F.R. § 1.16)

CLAIMS AS AMENDED						
	Claims Remaining		Previously Paid	Extra	at Rate of	Total Fees
Total Claims	12	minus	20	0	\$18 each=	+0.00
Independent Claims	4	minus	4	0	\$80 each=	+0.00
First presentation of Multiple dependent claim					\$270.00	+0.00
SUB-TOTAL =						+0.00
Reduction by ½ for filing by a small entity						
TOTAL FEE =						\$0.00

**Except** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **constructive petition for extension of time** in accordance with 37 C.F.R. § 1.136(a)(3).

Dated: **March 13, 2001**  
Morgan, Lewis & Bockius LLP  
Customer No. **09629**  
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Washington, D.C. 20036  
202-467-7000

Respectfully submitted  
**Morgan, Lewis & Bockius LLP**

  
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